

**THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**


UNITED STATES OF AMERICA	§	
	§	
v.	§	CRIM. NO. 4:21-CR-180-SDJ-KPJ-1
	§	
ALFONSO VICTORIO	§	

**MEMORANDUM ADOPTING REPORT AND
RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the report of the United States Magistrate Judge in this action, this matter having been heretofore referred to the Magistrate Judge pursuant to 28 U.S.C. § 636. On September 1, 2023, the Magistrate Judge entered proposed findings of fact and recommendations that Defendant be committed to the custody of the Bureau of Prisons to be imprisoned for a term of twelve (12) months, to run consecutively to any other sentence Defendant is serving, with twenty-four (24) months of supervised release to follow. *See* Dkt. #59. The Magistrate Judge further recommended that Defendant be placed under the same conditions as those under which he was placed when originally released, as well as the following special condition: Defendant must reside in a residential reentry center or similar facility, in a prerelease component for a period of 180 days to commence upon release from confinement and must observe the rules of that facility; should Defendant obtain a residence approved by the probation officer during the 180-day placement, Defendant must be released. *See id.* The Magistrate Judge further recommended that Defendant be placed at Federal Correctional Institute, Big Spring, located in the Northern District of Texas, if appropriate. *See id.*

Having received the Report of the United States Magistrate Judge (Dkt. #59) and having received Defendant's waiver of his right to object to the proposed findings and recommendations of the Magistrate Judge (Dkt. #58), the Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the Magistrate Judge's report as the findings and conclusions of the Court. Accordingly, Defendant is hereby committed to the custody of the Bureau of Prisons to be imprisoned for a term of twelve (12) months, to run consecutively to any other sentence Defendant is serving, with twenty-four (24) months of supervised release to follow. Defendant shall be placed under the same conditions as those under which he was placed when originally released, as well as the following special condition: Defendant must reside in a residential reentry center or similar facility, in a prerelease component for a period of 180 days to commence upon release from confinement and must observe the rules of that facility; should Defendant obtain a residence approved by the probation officer during the 180-day placement, Defendant must be released. Defendant shall be placed at Federal Correctional Institute, Big Spring, located in the Northern District of Texas, if appropriate.

So ORDERED and SIGNED this 4th day of October, 2023.


SEAN D. JORDAN
UNITED STATES DISTRICT JUDGE